



WILLIAM T FUJIOKA
Chief Executive Officer

County of Los Angeles CHIEF EXECUTIVE OFFICE

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February 6, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENTS OF PUBLIC WORKS AND PARKS AND RECREATION:
AWARD CONSTRUCTION CONTRACT
PUDDINGSTONE DAM AND RESERVOIR
WATERLINE RELOCATION PROJECT
C.P. 86716
CITY OF SAN DIMAS
(FIFTH DISTRICT) (3 VOTES)**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Award and authorize the Director of Public Works or his designee to execute a construction contract, in the form previously approved by County Counsel, with Garcia Juarez Construction, Incorporated, the Lowest Responsible and Responsive Bidder for Puddingstone Dam and Reservoir Waterline Relocation Project (C.P. 86716) in the amount of \$1,521,454, and to establish the effective contract date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificates from the contractor.
2. Approve the revised total project budget of \$2,200,916 for the Puddingstone Dam and Reservoir Waterline Relocation Project.

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Approval of the recommended actions will allow the Department of Public Works to proceed with construction of the Puddingstone Dam and Reservoir Waterline Relocation Project (Waterline Project) (C.P. No. 86716) located at Puddingstone Dam within Frank G. Bonelli Regional Park in the City of San Dimas. This project will relocate 3,200 linear feet of irrigation and potable waterlines, owned and operated by the Department of Parks and Recreation, above ground to improve maintenance access and to reduce the risk of compromising the dam's structural integrity. A guardrail will also be installed along the dam crest road (Raging Waters Drive) to protect the new waterlines from damage.

On October 2, 2007, your Board adopted the plans and specifications and authorized advertising for construction bids for the Waterline Project. On October 30, 2007, 15 bids were received. Garcia Juarez Construction, Incorporated was the Lowest Responsive and Responsible Bidder (as defined in the FACTS AND PROVISIONS/LEGAL REQUIREMENTS Section of this letter) with a bid of \$1,521,454, which is lower than the engineer's estimate by 33 percent resulting in a net decrease of \$819,255 in required project funding.

The Chief Executive Office will return to your Board later this Fiscal Year to recommend the transfer of \$819,000 of excess appropriation (Extraordinary Maintenance funding) to a new Capital Project to fund other high priority safety improvements at Frank G. Bonelli Regional Park.

Implementation of Strategic Plan Goals

This project meets the County Strategic Plan Goals of Service Excellence (Goal 1) and Community Services (Goal 6) since it will provide a more reliable water supply system for domestic use, irrigation, and fire protection.

FISCAL IMPACT/FINANCING

The amount of the recommended construction contract with Garcia Juarez Construction, Incorporated is \$1,521,454. In addition, \$304,291 or approximately 20 percent of the construction contract amount has been allocated for change orders for possible difficulties abandoning existing waterlines due to unforeseen site conditions.

The revised project budget is \$2,200,916, which is \$819,255 less than the original project cost estimate of \$3,020,171. This includes the preparation of plans and specifications; construction; and construction administration and inspection, as outlined in the attached Project Schedule and Budget summary.

The revised project budget is currently funded by \$1,650,745 in net County cost, of which \$970,000 is derived from prior year savings in the Department of Parks and Recreation's Operating Budget and \$680,745 from the Extraordinary Maintenance Fund. The balance of the revised project cost is funded by \$175,000 in revenue derived from the transfer of the Raging Waters Water Park lease agreement; and \$375,171 of Flood Control District Funding.

Operating Budget Impact

The Frank G. Bonelli Regional Park, excluding the Puddingstone Dam, is operated by the Department of Parks and Recreation, which does not anticipate any one-time and/or ongoing costs resulting from the recommended action. The Department of Parks and Recreation will work with the Chief Executive Office to determine the appropriate level of maintenance and available funding should the necessity arise.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The State Public Contract Code requires the County to award construction contracts to the Lowest Responsive and Responsible Bidder, which is defined as the firm that: 1) submits the bid with the lowest cost; 2) is deemed by the County to be "responsive" to specific criteria under the solicitation, including, but not limited to licensure, bonding, and insurance requirements; and 3) is determined by the County to be a "responsible" bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

The recommended contract award is to the Lowest Responsive and Responsible Bidder, as defined above, in accordance with the California Public Contract Code and your Board's directives.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

As required by your Board, language has been incorporated into the project specifications stating that the contractor shall notify its employees, and shall require each subcontractor to notify its employees, that they may be eligible for the Federal Earned Income Credit under the Federal income tax laws.

The contract will be in the form previously approved by County Counsel. The Department of Public Works will also review and approve the faithful performance and payment bonds filed by the contractor.

ENVIRONMENTAL DOCUMENTATION

On October 2, 2007, Agenda Item 39, your Board found this project to be categorically exempt from the provisions of the California Environmental Quality Act.

CONTRACTING PROCESS

The contract was solicited on an open competitive basis in accordance with the provisions of the Public Contract Code.

The project specifications contain provisions requiring the contractor to report solicitations of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees.

The Department of Public Works has confirmed that the respective contractor is in compliance with the (1) County's Child Support Compliance Program, (2) reported solicitation of improper consideration by County employees and allowing the County to terminate the contract if it is found that the contractor offered or gave improper consideration to County employees, and (3) requirements of the Contractor Employee Jury Service Program. In addition, the contract will include language requiring compliance with the Newborn Abandonment Law (Safely Surrendered Baby Law).

The project specifications also contain a provision that, should the contractor require additional or replacement personnel to fill employment openings, consideration shall be given to hiring qualified participants in the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs.

To ensure that the contract is awarded to a responsible contractor with a satisfactory performance history, bidders are required to report False Claims Act violations, labor law/payroll violations, debarments, their civil litigation history, and information regarding prior criminal convictions. The information reported by the contractor was considered before making this recommendation to approve execution of the contract.

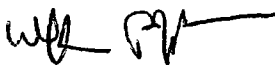
IMPACT ON CURRENT SERVICES (OR PROJECTS)

Bonelli Regional Park will remain open during the 45-day move-in period and the five-month construction duration, scheduled from March through August 2008. Water service to the park's facilities and residents will not be impacted.

CONCLUSION

Please return one adopted copy of this letter to the Chief Executive Office, Parks and Recreation, and the Department of Public Works, Construction Division.

Respectfully submitted,



WILLIAM T FUJIOKA
Chief Executive Officer

WTF:DLW:DL
JSE:DJT:RB:z

Attachment

c: County Counsel
Office of Affirmative Action Compliance
Department of Public Social Services (GAIN/GROW Program)

ATTACHMENT A

AWARD OF CONTRACT

February 6, 2008

PROJECT ID NO. WRDD000015, PUDDINGSTONE DAM AND RESERVOIR
WATERLINE RELOCATION PROJECT (SAN DIMAS), Supervisorial District 5

TYPE OF WORK: Construction of 6- and 10-inch waterlines, pipe supports, and appurtenances, ac pavement, and other appurtenant work.

CALL FOR BIDS DATE: October 2, 2007 (Agenda Item 39)

BID OPENING DATE: October 30, 2007

BID SUMMARY:

Low	Garcia Juarez Construction, Inc., a corporation P.O. Box 309 Brea, California 92822-0309 (562) 984-7340	\$1,521,454.00
2	Environmental Construction, Inc.	\$1,793,552.70
3	Fleming Environmental, Inc.	\$1,871,129.67
4	Mike Bubalo Construction	\$1,905,052.00
5	+Clarke Contracting Corporation	\$1,920,514.00
6	KEC Engineering	\$1,932,854.10
7	+Remedial Civil Constructors, Inc.	\$1,989,711.95
8	Mladen Buntich Construction Company, Inc.	\$2,043,421.50
9	+Zondiros Corporation	\$2,095,760.00
10	BNB Engineering, Inc.	\$2,132,123.50
11	Vido Samartzich, Inc.	\$2,156,191.50
12	Atlas-Allied, Inc.	\$2,191,765.00
13	*+Mehta Mechanical Company, Inc.	\$2,216,124.00
14	*+J A Salazar Construction And Supply Corporation	\$2,392,573.50
15	*CJW Construction, Inc.	\$2,438,014.00

+LSBE

*MWBE

FINANCIAL INFORMATION:

Amount of estimate	\$2,268,000
Amount of recommended contract	\$1,521,454
Amount of recommended contract below estimate	\$ 746,546

The amount of the recommended contract is 33 percent below the engineer's estimate.

The revised project budget is currently funded by \$1,650,745 in net County cost, of which \$970,000 is derived from prior year savings in the Department of Parks and Recreation's Operating Budget and \$680,745 from the Extraordinary Maintenance Fund. The balance of the revised project cost is funded by \$175,000 in revenue from Raging Waters Water Park sales; and \$375,171 of Flood Control District Funding.

ENVIRONMENTAL IMPACT:

This project is categorically exempt under Article 19, Section 15301 (d) and (f) and Section 15302 (c), of the California Environmental Quality Act Guidelines; and Class 1, Subsections (c), (e), and (i), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, in so far as it restores damaged utility infrastructures and provides safety devices to existing facilities.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 100 working days. It is estimated the work will start in March and be completed in August 2008.

PMT:en

ATTACHMENT B

PUDDINGSTONE DAM AND RESERVOIR WATERLINE RELOCATION PROJECT

I. PROJECT SCHEDULE

Project Activity	Scheduled Completion Date
Construction Documents	August 6, 2007*
Jurisdictional Approvals (NOE)	January 9, 2007*
Construction Award	February 6, 2008
Construction Start	April 15, 2008
Substantial Completion	September 15, 2008
Punchlist Completion	September 15, 2008
Final Acceptance	September 22, 2008

*Actual completion date

II. PROJECT BUDGET SUMMARY

Budget Category	Proposed Project Budget	Impact of this Action	Revised Project Budget
Construction			
Construction Contract	\$ 2,268,000	(\$ 746,546)	\$ 1,521,454
Bid contingency	\$ 132,000	(\$ 132,000)	\$ 0
Change order contingency	\$ 245,000	\$ 59,291	\$ 304,291
Total Construction	\$ 2,645,000	(\$ 819,255)	\$ 1,825,745
Revenue (Raging Waters)	\$ 175,000	\$ 0	\$ 175,000
Net County Cost^①	\$ 2,470,000	\$ (819,255)	\$ 1,650,745
County Services ^②			
Plans and Specifications	\$ 221,171	\$ 0	\$ 221,171
Plan Review	N/A	N/A	N/A
Contract Administration	\$ 45,000	\$ 0	\$ 45,000
Construction Inspection	\$ 80,000	\$ 0	\$ 80,000
Coordination	\$ 28,000	\$ 0	\$ 28,000
Misc. Expenditures	\$ 1,000	\$ 0	\$ 1,000
Total County Services	\$ 375,171	\$ 0	\$ 375,171
TOTAL	\$ 3,020,171	(\$ 819,255)	\$ 2,200,916

① Funded by General Fund, C.P. No. 86716

② Funded by Flood Control District